Message

From: Hicks, Matt [Hicks.Matthew@epa.gov]

Sent: 6/25/2020 4:00:50 PM

To: Kupchan, Simma [Kupchan.Simma@epa.gov]; Hurld, Kathy [Hurld.Kathy@epa.gov]; Nagrani, Kavita

[Nagrani.Kavita@epa.gov]; Calli, Rosemary [Calli.Rosemary@epa.gov]; Laycock, Kelly [Laycock.Kelly@epa.gov];

Mcgill, Thomas [Mcgill.Thomas@epa.gov]

CC: Palmer, Leif [Palmer.Leif@epa.gov]; Ghosh, Mita [Ghosh.Mita@epa.gov]

Subject: RE: FL Assumption NOC

Yes, I can raise the issue generally/hypothetically with Stephanie. I'll call her in a moment.

From: Kupchan, Simma < Kupchan. Simma@epa.gov>

Sent: Thursday, June 25, 2020 11:58 AM

To: Hicks, Matt <Hicks.Matthew@epa.gov>; Hurld, Kathy <Hurld.Kathy@epa.gov>; Nagrani, Kavita

<Nagrani.Kavita@epa.gov>; Calli, Rosemary <Calli.Rosemary@epa.gov>; Laycock, Kelly <Laycock.Kelly@epa.gov>; Mcgill,

Thomas < Mcgill. Thomas@epa.gov>

Cc: Palmer, Leif <Palmer.Leif@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>

Subject: RE: FL Assumption NOC

Thanks.

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

Simma Kupchan EPA Office of General Counsel Water Law Office WJC North Building # 7426Q 202-564-3105

From: Hicks, Matt < Hicks. Matthew@epa.gov >

Sent: Thursday, June 25, 2020 11:56 AM

To: Kupchan, Simma < Kurld, Kathy < Hurld, Kathy@epa.gov>; Nagrani, Kavita

< Nagrani, Kavita@epa.gov>; Calli, Rosemary < Calli, Rosemary@epa.gov>; Laycock, Kelly < Laycock, Kelly@epa.gov>; Mcgill,

Thomas < Mcgill. Thomas@epa.gov>

Cc: Palmer, Leif < Palmer, Leif@epa.gov>; Ghosh, Mita < Ghosh, Mita@epa.gov>

Subject: RE: FL Assumption NOC

Simma,

I don't know the answer to David's first question so I think we need to confirm with FDEP but what you said makes sense. In terms of sequencing, my thought is that we'll wait to hear from Mary and Dave about moving forward with comments before reaching out to FDEP about David's question but please correct me if I'm wrong.

On David's second question. Lagree that

Ex. 5 Deliberative Process (DP)

Ex. 5 Deliberative Process (DP)

I will be working Friday and Monday and this issue will be priority one for me.

From: Kupchan, Simma < Kupchan. Simma@epa.gov>

Sent: Thursday, June 25, 2020 9:57 AM

To: Hicks, Matt < Hicks. Matthew@epa.gov>; Hurld, Kathy < Hurld. Kathy@epa.gov>; Nagrani, Kavita

< Nagrani. Kavita@epa.gov>; Calli, Rosemary < Calli. Rosemary@epa.gov>; Laycock, Kelly < Laycock. Kelly@epa.gov>; Mcgill,

Thomas < Mcgill. Thomas@epa.gov>

Cc: Palmer, Leif < Palmer. Leif@epa.gov >; Ghosh, Mita < Ghosh. Mita@epa.gov >

Subject: RE: FL Assumption NOC

All,

Ex. 5 AC/DP

He asked us:

1.

Ex. 5 AC/DP

Thanks for all of your help here!

Finally, I will be out of the office tomorrow and Monday, but will be able to check email periodically and help shepherd as needed. **Matt and others** - let me know which of you might be out Friday and Monday.

Ex. 5 AC/DP

Simma Kupchan EPA Office of General Counsel Water Law Office WJC North Building # 7426Q 202-564-3105

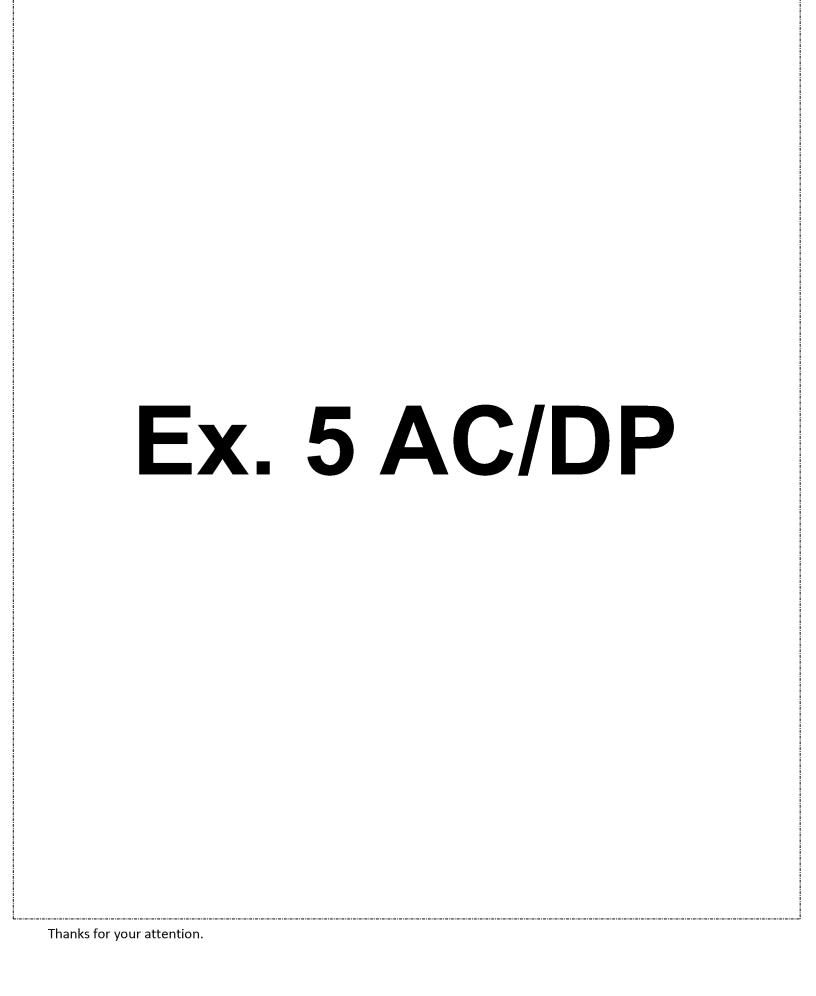
From: Kupchan, Simma

Sent: Wednesday, June 24, 2020 5:57 PM

To: Fotouhi, David <fotouhi.david@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Wehling, Carrie

< Wehling. Carrie@epa.gov > Subject: RE: FL Assumption NOC

Thanks, David. Carrie and I have discussed this issue with Region 4, and I have discussed separately with OW staff, and of the list of issues Mary forwarded of proposed changes to Florida's rules, we think **Ex. 5 AC/DP**



Simma Kupchan EPA Office of General Counsel Water Law Office WJC North Building # 7426Q 202-564-3105

From: Fotouhi, David < Fotouhi. David@epa.gov >

Sent: Wednesday, June 24, 2020 3:36 PM

To: Neugeboren, Steven < Neugeboren. Steven@epa.gov>; Wehling, Carrie < Wehling. Carrie@epa.gov>; Kupchan, Simma

< Kupchan. Simma@epa.gov > Subject: FW: FL Assumption NOC

Please see below

David Fotouhi

Principal Deputy General Counsel Office of General Counsel U.S. Environmental Protection Agency Tel: +1 202.564.1976 fotouhi.david@epa.gov

From: Walker, Mary <<u>walker.mary@epa.gov</u>> Sent: Wednesday, June 24, 2020 3:00 PM

To: Fotouhi, David < Fotouhi. David@epa.gov>; Ross, David P < ross.davidp@epa.gov>

Cc: Palmer, Leif < <u>Palmer, Leif@epa,gov</u>> **Subject:** FW: FL Assumption NOC

David,

Below is the language in the Notice of Change that

Ex. 5 AC/DP

Thanks Mary

From: Hicks, Matt < Hicks. Matthew@epa.gov>

Sent: Tuesday, June 23, 2020 2:12 PM
To: Walker, Mary <walker.mary@epa.gov>

Cc: Palmer, Leif <Palmer, Leif@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>; Gettle, Jeaneanne

<Gettle.Jeaneanne@epa.gov>; Mcgill, Thomas <Mcgill.Thomas@epa.gov>; Nagrani, Kavita <Nagrani, Kavita@epa.gov>;

Ashbee, Blake <ashbee.blake@epa.gov>; Allenbach, Becky <Allenbach.Becky@epa.gov>

Subject: FW: FL Assumption NOC

Mary,

As discussed during our briefing, here's a summary of the relevant portions of the Notice of Change Ex. 5 Deliberative Process (DP)

Simma Kupchan (OGC) and Kathy Hurld (OWOW) had some additional thoughts on this which I'm happy to forward if it would be helpful.

Thank you,

Matt

From: Hicks, Matt

Sent: Friday, June 19, 2020 12:16 PM

To: Kupchan, Simma < Kupchan.Simma@epa.gov; Mcgill, Thomas < Mcgill, Thomas@epa.gov; Calli, Rosemary@epa.gov; Calli, Rosemary@epa.gov; Laycock, Kelly Kupchan.Simma@epa.gov; Nagrani, Active (Active Page 1998); Calli, Rosemary@epa.gov; Laycock, Kelly Kupchan.Simma@epa.gov; Nagrani, Active (Active Page 1998); Nagrani, Active (Active Page 1998);

Kavita < Nagrani. Kavita@epa.gov>; Ghosh, Mita < Ghosh. Mita@epa.gov>

Subject: FL Assumption NOC

Team,